IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Notice of Motion No. 2847 of 2005
In
Appeal (Lodging) No. 605 of 2005
In
Writ Petition No. 506 of 2002

M/s. Shakti Insulated Wires Ltd., Mumbai .. Appellant
V/s.
Mr. Suresh Narbharam Kachalia .. Respondent

Mr. V.P. Vaidya, APP. for the Appellant
Mr. C.U. Singh, Sr. Counsel i/b. M/s. Sanjay Udeshi & Co. the Respondent

CORAM : DR. S. RADHAKRISHNAN &
S.C. DHARMADHIKARI, JJ.
DATED : 07.10.2005.

P.C.:-

1. Heard the learned counsel for the Appellant and the Respondent. By this Notice of Motion, the Appellant is seeking condonation of 74 days delay in filing the above Appeal. Perused the Affidavit in support of the Notice of Motion. Sufficient cause is made out. There is no case of inaction, negligence or want of bonafide. Notice of Motion is made absolute in terms of prayer clause (a), subject to the Appellant paying costs quantified at Rs. 1,500/- (Rs. One Thousand Five Hundred Only) as condition precedent.

2. Place the Appeal on Board for admission on 18.10.2005, subject to numbering.

(DR. S. RADHAKRISHNAN, J.)

(S.C. DHARMADHIKARI, J.)